

1 Tanya E. Moore, SBN 206683
2 MOORE LAW FIRM, P.C.
3 300 South First Street, Suite 342
4 San Jose, California 95113
5 Telephone (408) 298-2000
6 Facsimile (408) 298-6046
7 E-mail: service@moorelawfirm.com

5 Attorney for Plaintiff
Jose Trujillo

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

11 JOSE TRUJILLO,) Case No. 1:21-cv-01691-DAD-BAM
12 Plaintiff,)
13 vs.) **PLAINTIFF'S SECOND REQUEST FOR**
14 SSSC, INC., et al.,) **ADMINISTRATIVE RELIEF FROM**
15 Defendants.) **SERVICE DEADLINE; ORDER**
16 _____)
_____)

18 **WHEREAS**, on April 6, 2022, Plaintiff, Jose Trujillo (“Plaintiff”), filed a First
19 Amended Complaint in the instant action alleging claims under Title III of the Americans with
20 Disabilities Act of 1990 and parallel California law (ECF No. 24). On April 8, 2022, an Order
21 for a Third Continuance of the Mandatory Scheduling Conference was issued (ECF No. 28)
22 and a Mandatory Scheduling Conference was scheduled for July 13, 2022;

23 **WHEREAS**, Defendants Rigoberto Arambula dba Super Mercado Julian and Damariz
24 M. Leon dba Super Stop (“Defendants”) have not appeared in this action;

25 **WHEREAS**, Plaintiff diligently attempted to serve Defendant at 10001 Pyramid Peak
26 Drive, Bakersfield, CA 93311, but according to the process server, after five service attempts
27 there was no answer at the door and there was no answer at the neighbor's house;

PLAINTIFF'S SECOND REQUEST FOR ADMINISTRATIVE RELIEF FROM SERVICE DEADLINE;
ORDER

1 **WHEREAS**, Plaintiff conducted research for a new address to serve Defendant and
2 provided One Legal LLC, with address 2602 Barrowby Street, Bakersfield, CA 93311 for
3 service, but according to the process server, after five service attempts there was no answer and
4 no access to the gated property;

5 **WHEREAS**, Plaintiff requested One Legal to serve Rigoberto Arambula dba Super
6 Mercado at 541 West Bardsley Avenue, Tulare, California 93274 for service; however, service
7 is pending;

8 **WHEREAS**, Plaintiff requested One Legal to serve Damariz M. Leon dba Super
9 Mercado Julian at 503 West Bardsley Avenue, Tulare, California 93274 for service; however,
10 service is pending;

11 **NOW, THEREFORE**, for the reasons set forth above, Plaintiff respectfully requests
12 that he be given to and including November 4, 2022 to effect service of his Complaint on
13 Defendants.

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15 Dated: September 9, 2022

MOORE LAW FIRM, P.C.

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/s/ Tanya E. Moore

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Tanya E. Moore
Attorney for Plaintiff,
Jose Trujillo

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ORDER

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Upon request of Plaintiff for administrative relief and good cause appearing,

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IT IS HEREBY ORDERED that Plaintiff must serve the Complaint on the remaining
23 Defendants no later than November 4, 2022.

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IT IS SO ORDERED.

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Dated: September 9, 2022

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE

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PLAINTIFF'S SECOND REQUEST FOR ADMINISTRATIVE RELIEF FROM SERVICE DEADLINE;
ORDER